

# Exhibit 368

*United States of America ex rel. Ven-A-Care of the Florida Keys, Inc., et al.*  
*v. Dey, Inc., et al.*, Civil Action No. 05-11084-PBS

**Exhibit to the August 28, 2009 Declaration of Sarah L. Reid in Support  
of Dey's Opposition to Plaintiffs' Motion for Partial Summary Judgment**

# Colorado Court Database

For: Serving / Kim

**Case Number:** 2005CR003189

**Date Filed:** 07/20/2005

## People of The State of Colorado v. Ricks, Michael Todd Kidnapping; CR -Criminal

### Summary

**Judge:** Martin Foster Egelhoff

**Court:** Denver District Court

**Division:** 11

**EFiled:** N

**Appealed:** N

**Case Closed Date:** 10/27/2006

### Case Status

Closed

Protected Adult

Restrained

### Judge or Magistrate

Name	BAR Number
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Martin Foster Egelhoff	14064
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### Agency

Agency	Agency Case	Tkt/Summons Nbr	Arrest Nbr
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Denver PD	200518620		
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### Related Cases

Location	Case Number	Related Reason	Name
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### Participants

Litigant	Attorney
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Ricks, Michael Todd	Winston-Goewey, Shannon
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Defendant 1	Role: Deputy Public Defender
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Status: Restrained	BAR: 33723
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DOB: 06/16/1959	Primary Attorney: Y
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Gender: Male

Race: Black

### Charges

Count	Date	Details
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1	02/01/2005	Charges: Kidnapping 2-Victim Sex Assault/Robbery Status: Dismissed Statute: 18-3-302(1),(3)
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Class: F2 (Class 2 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty  
Disposition Date: 06/28/2006  
Disposition: Dism by DA

2      02/01/2005 Charges: Kidnapping 2-Victim Sex Assault/Robbery  
Status: Dismissed  
Statute: 18-3-302(1),(3)  
Class: F2 (Class 2 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty  
Disposition Date: 06/28/2006  
Disposition: Dism by DA

3      02/01/2005 Charges: Child Prostitution-Patronizing-Engage  
Status: Dismissed  
Statute: 18-7-406(1)(a)  
Class: F3 (Class 3 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty  
Disposition Date: 06/28/2006  
Disposition: Dism by DA

4      02/01/2005 Charges: Child Prostitution-Inducement  
Status: Dismissed  
Statute: 18-7-405.5  
Class: F3 (Class 3 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty  
Disposition Date: 06/28/2006  
Disposition: Dism by DA

5      02/01/2005 Charges: Sex Assault-overcome victim's will  
Status: Dismissed  
Statute: 18-3-402(1)(a)  
Class: F4 (Class 4 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty

Disposition Date: 06/28/2006

Disposition: Dism by DA

6      02/01/2005    Charges: Sex Assault-overcome victim's will  
                         Status: Dismissed  
                         Statute: 18-3-402(1)(a)  
                         Class: F4 (Class 4 Felony)  
                         BAC: 0  
                         Arrest Date: 04/25/2005  
                         Plea Date: 09/22/2005  
                         Plea: Plea Not Guilty  
                         Disposition Date: 06/28/2006  
                         Disposition: Dism by DA

7      02/01/2005    Charges: Impersonating a Peace Officer  
                         Status: Main Charge  
                         Statute: 18-8-112  
                         Class: F6 (Class 6 Felony)  
                         BAC: 0  
                         Arrest Date: 04/25/2005  
                         Plea Date: 09/22/2005  
                         Plea: Plea Not Guilty  
                         Plea Date: 06/28/2006  
                         Plea: Plea Withdrawn  
                         Plea Date: 06/28/2006  
                         Plea: Plea of Guilty  
                         Disposition Date: 06/28/2006  
                         Disposition: Guilty

Sentence Date: 10/27/2006

Sentence: Sentence Resulting fm Plea

Sentence Status: Active

Department of Corrections: 4 Year(S)

Credit for Time Served: 598 Day(S)

8      02/01/2005    Charges: Impersonating a Peace Officer  
                         Status: Dismissed  
                         Statute: 18-8-112  
                         Class: F6 (Class 6 Felony)  
                         BAC: 0  
                         Arrest Date: 04/25/2005  
                         Plea Date: 09/22/2005  
                         Plea: Plea Not Guilty  
                         Disposition Date: 06/28/2006  
                         Disposition: Dism by DA

9      02/01/2005    Charges: Impersonating a Peace Officer

Status: Dismissed  
Statute: 18-8-112  
Class: F6 (Class 6 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 09/22/2005  
Plea: Plea Not Guilty  
Disposition Date: 06/28/2006  
Disposition: Dism by DA

10      02/01/2005 Charges: Pandering-Induce by Menacing

Status: Main Charge  
Statute: 18-7-203(1)(a)  
Class: F5 (Class 5 Felony)  
BAC: 0  
Arrest Date: 04/25/2005  
Plea Date: 06/28/2006  
Plea: Plea of Guilty  
Disposition Date: 06/28/2006  
Disposition: Guilty

Sentence Date: 10/27/2006  
Sentence: Sentence Resulting fm Plea  
Sentence Status: Active

Department of Corrections: 3 Year(S)  
Victim Compensation Fund: \$125 Dollar Amount  
VAST min for off after 5/1/03: \$162.5 Dollar Amount  
Court Costs - T, M, CR: \$35 Dollar Amount  
Request for Time to Pay: \$25 Dollar Amount  
Public Defender Accts Rcvable: \$25 Dollar Amount

### Scheduled Events

Date	Time	Details
08/25/2005	8:30	Arraignment Room: 11 Judge: Robert Lewis Mcgahey Jr Status: Held and Continued
09/22/2005	8:30	Arraignment Room: 11 Judge: Robert Lewis Mcgahey Jr Status: Hearing Held
12/01/2005	8:30	Disposition Hearing Room: 11 Judge: Robert Lewis Mcgahey Jr Status: Vacated
12/01/2005	13:30	Motions Hearing

Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Vacated  
12/16/2005 8:30 Appearance on Arrest Warrant  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Hearing Held  
01/17/2006 8:30 Jury Trial  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Vacated  
01/19/2006 8:30 Disposition Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Vacated  
01/19/2006 13:30 Motions Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Held and Continued  
03/16/2006 13:30 Motions Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Held and Continued  
03/16/2006 8:30 Status Conference  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Party Failed to Appear  
03/16/2006 8:30 Status Conference  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Hearing Held  
04/07/2006 8:30 Motions Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Held and Continued  
04/13/2006 8:30 Appearance on Arrest Warrant  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Hearing Held  
04/14/2006 14:00 Motions Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Continued by Court  
04/18/2006 8:30 Motions Hearing  
Room: 11  
Judge: Robert Lewis Mcgahey Jr  
Status: Held and Continued  
05/11/2006 8:30 Pre-Trial Conference  
Room: 11

		Judge: Robert Lewis Mcgahey Jr
		Status: Vacated
05/15/2006	8:30	Jury Trial
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Vacated
05/15/2006	8:30	Status Conference
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
05/15/2006	8:30	Status Conference
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
05/19/2006	13:30	Motions Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Continued by Parties
06/08/2006	13:30	Motions Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Continued by Parties
06/16/2006	13:30	Motions Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Vacated
06/22/2006	8:30	Status Conference
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Hearing Held
06/28/2006	8:30	Motions Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Hearing Held
07/17/2006	8:30	Jury Trial
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Vacated
09/08/2006	8:30	Sentencing Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Continued by Parties
10/27/2006	13:30	Sentencing Hearing
		Room: 11
		Judge: Robert Lewis Mcgahey Jr
		Status: Hearing Held
12/01/2010	7:00	Review
		Room: 11
		Judge: Martin Foster Egelhoff
		Status: Vacated
03/16/2011	7:00	Review

Room: 11

Judge: Martin Foster Egelhoff

Status: Vacated

05/23/2011 7:00

Review

Room: 11

Judge: Martin Foster Egelhoff

Status: Vacated

**Proceedings**

Date	Code	Description
05/11/2005	MROG	Protection Order Expiration Date: 10/27/2013 DEF/ Ricks, Michael Todd
07/19/2005	BIND	Bindover to Dist Ct w/o Prelim
07/20/2005	INFO	Information Filed
08/25/2005	MINC	Minute Order (Print)
08/31/2005	WRIT	Writ
09/22/2005	MINC	Minute Order (Print)
10/04/2005	WRIT	Writ
10/05/2005	WRIT	Writ
11/07/2005	NOTC	Notice Filed
11/08/2005	MOTN	Motion DEF/ Ricks, Michael Todd
11/22/2005	MINC	Minute Order (Print)
11/25/2005	WRIT	Writ
12/01/2005	MINC	Minute Order (Print)
12/01/2005	WFTA	Warrant- Failure to Appear
12/05/2005	WSRV	Warrant Served
12/16/2005	WCAN	Warrant Canceled
12/16/2005	MINC	Minute Order (Print)
01/17/2006	JTDC	Jtrl Dispo-Continued
01/19/2006	MINC	Minute Order (Print)
03/16/2006	MINC	Minute Order (Print)
03/16/2006	WFTA	Warrant- Failure to Appear
03/21/2006	WRIT	Writ
04/04/2006	WSRV	Warrant Served
04/07/2006	MINC	Minute Order (Print)
04/11/2006	WITL	Witness List
04/13/2006	MINO	Minute Order (No Print)
04/13/2006	WCAN	Warrant Canceled
04/18/2006	MINC	Minute Order (Print)
04/19/2006	WRIT	Writ
04/19/2006	WRIT	Writ
04/20/2006	WITL	Witness List
05/11/2006	MINC	Minute Order (Print)
05/15/2006	JTDC	Jtrl Dispo-Continued
05/19/2006	MINC	Minute Order (Print)
05/23/2006	WFTA	Warrant- Failure to Appear
06/07/2006	FOTH	Filing Other
06/08/2006	MINC	Minute Order (Print)



06/08/2006	WRIT	Writ
06/12/2006	AFFI	Affidavit DEF/ Ricks, Michael Todd
06/14/2006	FOTH	Filing Other
06/19/2006	ORDR	Order
06/28/2006	WCAN	Warrant Canceled
06/28/2006	MINC	Minute Order (Print)
06/28/2006	PSIO	PSI Ordered
07/06/2006	WRIT	Writ
07/17/2006	JTNH	Jtrl Dispo - Trial Not Held
08/15/2006	PSIF	Pre-Sentence Invest Rpt Filed
09/08/2006	MINC	Minute Order (Print)
09/12/2006	WRIT	Writ
10/27/2006	MINC	Minute Order (Print)
10/27/2006	CLAD	Case Closed
10/30/2006	MITI	Mittimus Issued DEF/ Ricks, Michael Todd

## Judgments

# Date Details

## Bond Information

ID Details

- 1 Bond Status: BSET  
Bond Status Date: 07/20/2005  
Set Date: 07/19/2005  
Set Amount: \$500000  
Set Type: Cash/Surety/Property  
Post Amount: \$0  
Adj Amount: \$0  
DEF1 Ricks, Michael Todd
- 2 Bond Status: BSET  
Bond Status Date: 12/01/2005  
Set Date: 12/01/2005  
Set Amount: \$0  
Set Type: No Bond  
Post Amount: \$0  
Adj Amount: \$0
- 3 Bond Status: BSET  
Bond Status Date: 03/16/2006  
Set Date: 03/16/2006  
Set Amount: \$0  
Set Type: No Bond  
Post Amount: \$0  
Adj Amount: \$0
- 4 Bond Status: BSET

Bond Status Date: 05/23/2006

Set Date: 05/23/2006

Set Amount: \$0

Set Type: No Bond

Post Amount: \$0

Adj Amount: \$0

### Financial Summary

Accounts Receivable	Assessed	Applied	J/S Recd Rel Cse	Balance
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Court Costs - T, M, CR	\$35.00	\$35.00		
Public Defender Accounts Receivable Code	\$25.00	\$25.00		
Time Payment Fee	\$25.00	\$25.00		
VAST minimum for offense on/after 5/1/03	\$162.50	\$162.50		
Victim Compensation Fund	\$125.00	\$125.00		
Accts Rcv Balance	\$372.50	\$372.50		